



# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/790,786  
Applicant : Jingyu Lian, et al.  
Filed : March 3, 2004  
TC/A.U. : Not Yet Assinged  
Examiner : Unknown  
Confirmation No. : 4369  
Docket No. : 0928.0067C  
Customer No. : 27896  
Title : Method for Forming A (III) Oriented BSTO Thin Film Layer for High Dielectric Constant Capacitors

**Mail Stop Missing Parts**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

## RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In response to the Notice to File Missing Parts of Application under 37 C.F.R. § 1.53(e) or (f) mailed May 24, 2004, enclosed are:

- Copy of the Notice to File Missing Parts of Application
- Petition Under 37 C.F.R. 1.47(a) (2 pages)
- Declaration in Support of Petition Under 37 C.F.R. 1.47(a) with attached appendices (18 pages)
- Check No. 8058 in the amount of \$130 for payment of the petition fee
- Petition for Extension of Time (2 pages)
- Check No. 8057 in the amount of the \$420.00 for payment of the 2 month extension of time fee
- Certified Copy of Priority Document No. DE
- executed Declaration
- Power to Prosecute
- Application Data Sheet
- Other:
- A copy of the Official Filing Receipt marked in red to show corrections that are needed. Please make the following corrections in the Official Filing Receipt:

Issuance of a corrected filing receipt is respectfully requested.

and the payment of the following fee(s):

- Filing fee of \$\_\_\_\_\_ ( Applicant claims Small Entity Status)
- Surcharge fee for Late Filing of Declaration of \$\_\_\_\_\_
- Other fees:

Total Fee due: \$\_\_\_\_\_.

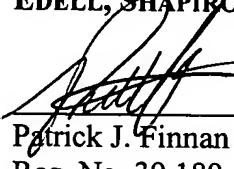
- Check No. \_\_\_\_\_ in the amount of \$\_\_\_\_\_ for the total fee is attached.
- Please charge \$\_\_\_\_\_ to Deposit Account No. 05-0460 for the total fee.  
This paper is being submitted in duplicate.
- The Commissioner is hereby authorized to charge any additional appropriate fees that may be required by this paper, and to credit any overpayment, to Deposit Account No. 05-0460.

Dated: 09/24/04

**EDELL, SHAPIRO & FINNAN, LLC**  
**CUSTOMER NO. 27896**  
1901 Research Boulevard, Suite 400  
Rockville, MD 20850  
(301) 424-3640

By:

Respectfully submitted by  
**EDELL, SHAPIRO & FINNAN, LLC**

  
\_\_\_\_\_  
Patrick J. Finnegan  
Reg. No. 39,189



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COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

### TRANSMITTAL LETTER

Sir:

Transmitted herewith are the Copy of Notice to File Missing Parts of Application; Response to Notice to File Missing Parts (2 pages); Petition Under 37 C.F.R. 1.47(a) (2 pages); Check No. 8058 in the amount \$130 for payment of the petition fee; Declaration in Support of Petition Under 37 C.F.R. 1.47(a) with attached appendices (18 pages); Petition for Extension of Time (2 pages); Check No. 8057 in the amount of the \$420.00 for payment of the 2 month extension of time fee; 2 Revocation of Power of Attorney documents; 2 Power of Attorney & Correspondence Address Indication Forms; 2 Statement Under 37 CRF 3.73(b) with attached assignments; Letter of Authority; Assignment; Assignment Recordation Cover Sheet; and Check No. 8059 in the amount of \$40 for payment of the Assignment recordation fee.

The Commissioner is hereby authorized to charge payment of any additional fees required for the above-identified application or credit any overpayment to Deposit Account No. 05-0460.

Respectfully submitted,

  
\_\_\_\_\_  
Patrick J. Finnegan  
Registration No. 39,189

Hand-delivered: September 24, 2004



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
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Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/570,756	02/02/2004	Kirill Lisev	DNF-100

~~SHAW PITTMAN LLP  
1650 Tysons Boulevard  
McLean, VA 22102-4859~~

**CONFIRMATION NO. 4369**  
**FORMALITIES LETTER**

A standard linear barcode is located at the bottom of the page, spanning most of the width. It consists of vertical black bars of varying widths on a white background.

\*OC000000012753653\*

Date Mailed: 05/24/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

FILED UNDER 37 CFR 1.53(b)

***Filing Date Granted***

#### **Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The signature of the following inventor(s) is missing from the oath or declaration:  
*Hua Shen*
  - To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

DOCKED 150

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE